

PTO/SB/30 (09-03)

Approved for use through 07/31/2006, OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request
for
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/523,820
Filing Date	March 13, 2000
First Named Inventor	Fetcenko
Art Unit	1754
Examiner Name	Johnson, Edward
Attorney Docket Number	OBC-99

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- ii. Other _____
- b. Enclosed
- i. Amendment/Reply iii. Information Disclosure Statement (IDS)
- ii. Affidavit(s)/ Declaration(s) iv. Other _____

2. **Miscellaneous**

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. Deposit Account No. 05-1068

- i. RCE fee required under 37 CFR 1.17(e)
ii. Extension of time fee (37 CFR 1.136 and 1.17)
iii. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Philip H. Schlazer	Registration No. (Attorney/Agent)	42,127
Signature	<i>Philip H. Schlazer</i>	Date	March 24, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)		Date
Signature		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/17 (10-03)

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1720)

Complete if Known

Application Number	09/523,820
Filing Date	March 13, 2000
First Named Inventor	Fetcenko
Examiner Name	Johnson, Edward
Art Unit	1754
Attorney Docket No.	OBC-99

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number 05-1068
Deposit Account Name Energy Conversion Devices

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	65	Surcharge - late filing fee or oath	
1052 50	2052 25	25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	130	Non-English specification	
1812 2,520	1812 2,520	2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	55	Extension for reply within first month	
1252 420	2252 210	210	Extension for reply within second month	950
1253 950	2253 475	475	Extension for reply within third month	
1254 1,480	2254 740	740	Extension for reply within fourth month	
1255 2,010	2255 1,005	1,005	Extension for reply within fifth month	
1401 330	2401 165	165	Notice of Appeal	
1402 330	2402 165	165	Filing a brief in support of an appeal	
1403 290	2403 145	145	Request for oral hearing	
1451 1,510	1451 1,510	1,510	Petition to institute a public use proceeding	
1452 110	2452 55	55	Petition to revive - unavoidable	
1453 1,330	2453 665	665	Petition to revive - unintentional	
1501 1,330	2501 665	665	Utility issue fee (or reissue)	
1502 480	2502 240	240	Design issue fee	
1503 840	2503 320	320	Plant issue fee	
1460 130	1460 130	130	Petitions to the Commissioner	
1807 50	1807 50	50	Processing fee under 37 CFR 1.17(q)	
1806 160	1806 180	180	Submission of Information Disclosure Stmt	
8021 40	8021 40	40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2901 385	385	Request for Continued Examination (RCE)	770
1802 900	1802 900	900	Request for expedited examination of a design application	

SUBTOTAL (1) (\$ 0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	=
Multiple Dependent	- 3* =	X	=

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	" Reissues independent claims over original patent
1205 18	2205 9	" Reissues claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0)

**or number previously paid, if greater. For Reissues, see above

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 1720)

(Complete if applicable)

Name (Print/Type)	Philip H. Schlazer	Registration No. (Attorney/Agent)	42,127	Telephone	248 293-0440
Signature	<i>Philip H. Schlazer</i>			Date	March 24, 2004

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MAR 26 2004



Energy Conversion Devices, Inc.
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TO: Art Unit 1754 EXAMINER EDWARD JOHNSON
 FAX NO.: (703) 872-9306
 COPY: _____
 FROM: PHILIP SCHLAZER
 DATE: MARCH 24, 2004 TOTAL NO. OF PAGES: 23 pg (Includes THIS COVER)
 REF.: 09/523,820

For your information Per our conversation

For your comments At your request

Message: This is being sent to you at the request of

APPLICATION #: 09/523,820

APPLICANT: FETCENKO ET AL

PAPERS FOXED:

- | | |
|--|--------------|
| <u>① AMENDMENT FOR OFFICE ACTION DATED SEPT 25, 2003</u> | <u>23 pg</u> |
| <u>② REQUEST FOR 3-MONTH EXTENSION</u> | <u>1 pg</u> |
| <u>③ REQUEST FOR CONTINUED EXAMINATION (RCE)</u> | <u>1 pg</u> |
| <u>④ FAX TRANSMITTAL</u> | <u>1 pg</u> |
| <u>⑤ Fee Transmittal</u> | <u>1 pg</u> |

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Our Reference: OBC-99

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fetcenko, et al
Serial No.: 09/523,820
Filed: March 13, 2000
Art Unit: 1754
Examiner: Johnson, Edward
Title: FINELY DIVIDED METAL CATALYST AND METHOD FOR
MAKING SAME

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

Sir:

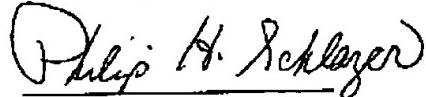
Enclosed in this correspondence is:

1. Amendment for Office Action dated September 25, 2004.
2. Request for Three-Month Extension of Time
3. Request for Continued Examination (RCE) Transmittal
4. Fee Transmittal

I hereby certify that this correspondence is being
facsimile transmitted to the United States Patent and
Trademark Office,

Fax Number (703) 872-9306

on MARCH 24, 2004.



Philip H. Schlazer

Reg. No. 42,127

Date: MARCH 24, 2004

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